

# EXHIBIT P

PATRICK HOWELLS

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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DARCY M. BLACK,

Plaintiff,

-vs-

BUFFALO MEAT SERVICE, INC., doing business  
as BOULEVARD BLACK ANGUS, also known as  
BLACK ANGUS MEATS, also known as  
BLACK ANGUS MEATS & SEAFOOD,  
ROBERT SEIBERT,  
DIANE SEIBERT,  
KEEGAN ROBERTS,

Defendants.

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Examination Before Trial of  
  
PATRICK HOWELLS, taken pursuant to the Federal Rules of  
Civil Procedure, in the law offices of GRECO TRAPP, PLLC,  
1700 Rand Building, 14 Lafayette Square, Buffalo, New York,  
taken on February 19, 2018, commencing at 9:26 A.M., before  
MARY ANN MORETTA, Notary Public.

1 Q. Okay. Looking now at -- in looking at Exhibit  
2 237, can you see the office window -- the window  
3 where the office is?

4 MS. BAHAS: Objection to form.

5 THE WITNESS: No -- yes.

6 BY MS. GRECO:

7 Q. Do you see that?

8 A. Yes.

9 Q. And that area is visible when your father is at  
10 the butcher blocks?

11 MS. BAHAS: Objection to form.

12 BY MS. GRECO:

13 Q. You can answer.

14 A. Can my father see the window?

15 Q. No. You said you would go to Black Angus Meat to  
16 see your father.

17 A. Correct.

18 Q. Is that the only reason you ever went to Black  
19 Angus Meat?

20 A. He was teaching me how to cut some deer.

21 Q. What year was that?

22 A. I have no idea.

23 Q. Was it during a one-year period?

1 A. I believe so, yes.

2 Q. Okay. And was he successful in teaching you how  
3 to cut deer?

4 A. He's a little impatient.

5 Q. Did you cut deer after he taught you?

6 A. I never cut deer, but I learned the minimal  
7 process to do it.

8 Q. Why did you want to learn how to cut deer?

9 A. Because I live in the country and I got friends  
10 that hunt.

11 Q. Okay. So after you learned how to cut deer, did  
12 you ever --

13 A. No.

14 Q. Let me finish. After you learned how to cut  
15 deer, did you ever cut deer anywhere?

16 A. No.

17 Q. Okay. And do your friends cut deer in the  
18 country?

19 A. Yes.

20 Q. And is there one person that does it more than  
21 another?

22 MS. BAHAS: Objection to form.

23 BY MS. GRECO:

1       isn't that true?

2       MS. BAHAS:   Objection to form.

3       THE WITNESS:   For me?

4       BY MS. GRECO:

5       Q.   I'm asking -- I want to make sure we understand.

6       Were you ever paid anything in cash from anyone

7       at Black Angus Meat?

8       MS. BAHAS:   Objection to form.

9       THE WITNESS:   No.

10      BY MS. GRECO:

11      Q.   And prior to -- strike that.   During the time for

12      the periods I told you, 2007, '8, '9 and '10,

13      during that time, did you recognize that if you

14      were paid cash and did not get a W-2 or a 1099,

15      that there would be no taxes on that, that would

16      be a violation of law?   Were you aware of that?

17      MS. BAHAS:   Objection.   Form.

18      BY MS. GRECO:

19      Q.   You can answer.

20      A.   I never got paid cash because I never worked

21      there.

22      Q.   Okay.   Would you agree with me, though, that if

23      an individual worked there and was paid cash and

1 MS. BAHAS: Are you asking him for his opinion?

2 MS. GRECO: I'm asking if it's appropriate. He's  
3 been at Black Angus Meat.

4 MS. BAHAS: Objection. You can answer.

5 THE WITNESS: Would it be appropriate?

6 BY MS. GRECO:

7 Q. Yes.

8 A. No.

9 Q. Did you ever hear anyone at Black Angus Meat,  
10 while you were there during the times you were  
11 there, use the word nigs?

12 A. No.

13 Q. Did you ever hear anyone refer to  
14 African-American employees by stating -- strike  
15 that. Did you ever hear anyone at Black Angus  
16 Meat, an employee, state relative to black  
17 customers, how can they have nice cars and get  
18 food stamps?

19 A. No.

20 Q. Would it ever be appropriate for an employee at  
21 Black Angus Meat to make such a statement  
22 regarding a customer?

23 MS. BAHAS: Objection to form.